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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,916	04/15/2004	M. Samy Abdou	17348-002001

CONFIRMATION NO. 8930

FORMALITIES LETTER



OC000000013084422

20985
FISH & RICHARDSON, PC
12390 EL CAMINO REAL
SAN DIEGO, CA 92130-2081

Date Mailed: 06/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

09/03/2004 HALI11 00000087 10825916

01 FC:2051

65.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- \$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
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*A copy of this notice **MUST** be returned with the reply.*

Hle

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : M. Samy Abdou

Art Unit : 3732

Serial No. : 10/825,916

Examiner : Unknown

Filed : April 15, 2004

Title : BONE FIXATION SYSTEM AND METHOD OF IMPLANTATION

MAIL STOP MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed June 28, 2004 (copy enclosed), applicant claims small entity status (see 37 CFR 1.27) and submits herewith the following:

- Payment of the surcharge of \$65 for late filing of the basic filing fee and/or declaration;
- A check in the total amount of \$65 is attached;
- A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63 (2 pages);
- Other: Statement Re Power of Attorney (2 pages) and Return postcard.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

August 27, 2004

Date of Deposit

Signature

Cecilia Tobin

Typed or Printed Name of Person Signing Certificate

Applicant : M. Samy Abdou
Serial No. : 10/825,916
Filed : April 15, 2004
Page : 2 of 2

Attorney's Docket No.: 17348-002001

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,



Fred C. Hernandez
Reg. No. 41,832

Date: August 27, 2004
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